THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION No.1898 OF 2006

08-02-2006

Between:

Chigurupati Siva Kalyani … Petitioner

And

State of A.P. rep. by its

Secretary, Department of Home and

others

… Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION No.1898 of 2006

O R D E R : ***(Per the Hon'ble Sri Justice Bilal Nazki)***

The alleged detenue has been produced before this Court. We have recorded her statement. She is identified by her mother i.e. the petitioner herein, who is present in the Court. The alleged detenue stated in her statement that she married one P.Kishore Babu on 25-01-2006 and wants to live with her husband. She stated that she is 18 years old, whereas the petitioner has filed Transfer Certificate, which shows the date of birth of the alleged detenue as 28-07-1989, which means, she is below 17 years.

Even if it is a fact that the alleged detenue is a minor, this Court cannot force her to go with her mother against her wishes, in view of our judgment in ***W.P.Nos.23910 and 24690 of 2005, dated 01-02-2006***. In this view of the matter, we allow the alleged detenue to go to her husband's house and the Police Officer accompanying the alleged detenue is directed to accompany her to her husband's house at Vijayawada.

The writ petition is accordingly disposed of.

_____ (Bilal Nazki,J)

8th February, 2006

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(G.Chandraiah,J)

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